

LAW AND THE LITIGANTS

Cases Referred to the District Court of Silver Bow County.

OUT IN THE FIRST ROUND

The Perjury Case Against Kitty Lee—New Information Must Be Filed—Divorce Proceedings.

BUTTE, April 19.—The petit jury panel in Department I. of the district court was completed this morning and the case against Kitty Lee, charged with perjury, was called for trial. After the jury had been selected, Police Magistrate McMurphy, C. C. Rhodes, Pat Cantwell and Officer Sweeney were sworn to testify for the prosecution. Alexander Laist, attorney for the defense, then objected to the introduction of any testimony on the ground that the complaint in the case had not been properly verified. The complaint charges the commission of the crime on Nov. 10, and the information was sworn to on Nov. 4. Mr. Laist also wanted the court to instruct the jury to bring in a verdict for the defense, C. L. Campbell, for the state had no explanation to make, and the court said that it interprets the information to be no information at all and could sustain no kind of a verdict, therefore all proceedings would be quashed, the defendant remanded to the custody of the sheriff and the county attorney instructed to file a new information within three days. The case is Mr. Laist's maiden effort in the district court, and the fact that he knocked out the county attorney in the first jump out of the box is considered a handsome feather in the young attorney's cap.

The case against the woman is based on the charge that she swore to a complaint in the police court charging Neil Magnus with assaulting her, and when the case came to trial she denied ever having signed the complaint, and if she did she was not aware of its contents, as it had never been read to her. It is also claimed that she was drunk at the time. An effort will be made to get in evidence to prove that the woman is the wife of Magnus under a civil marriage, so that she could not have testified against him or be against her. As she committed a crime, it was done to shield the man in the case, and what feeling there is in the matter is against him rather than the woman. Her brazen face and actions in the court room are the worst points against her in the case. When the prosecuting attorney asked the jurors on examination whether they were acquainted with the defendant, Kitty Lee, the latter would giggle and the jurors smile.

In examining the new jury venire this morning about half of them asked to be excused, several of them saying that they could not afford to serve, as the county did not pay as much as they could make on the outside. The court replied that every man who is fit to serve on a jury could, if he wanted to, find some excuse, and only those who are not fit to serve as jurors in any case are unable to find one. The court recognized that the pay of a juror is not so much as some men's wages on the outside, but the law did not regard that.

Divorce Proceedings.
Elizabeth Ann Hilling, an account of whose cruel desertion by her husband, John Hilling, was published in the STANDARD a few days ago, this morning filed a petition in the district court for a divorce. She says that she was married to the defendant in Butte, Aug. 29, 1889. Her maiden name was Elizabeth Ann Griffith. She charges that on April 2 the defendant disregarded the sanctity of his marriage vows and deserted his wife and 18-month-old child and left the state with the intention of not returning. Since their marriage he has treated his wife in a cruel and inhuman manner, and on one or more nights in last December he threatened her with violence and broke the furniture and she was compelled to call in a policeman for protection. The plaintiff asks for the custody of the child and that reasonable provision for the support of herself and child be made out of the property of the defendant. She also wants to be restored to her maiden name. Alexander Laist is her attorney.

The reference in the divorce case of Maud M. Vanderpool against William F. Vanderpool filed his report this morning. The plaintiff testified that her maiden name was Maud M. Streeter and that she was married to the defendant in Idaho, Nevada, July 15, 1889, and that there are no children. Ever since their marriage the defendant, although a strong and healthy man, has always failed and neglected to provide for her and refused to help her in any way towards gaining a livelihood, and would not provide any medical attention when she was ill. The defendant is of a disagreeable, quarrelsome and coarse nature, and immediately after their marriage he commenced abusing his wife and accused her of actions improper in a wife, which were false, and often abused her in language unfit to repeat. Through him she also contracted a loathsome disease, and she had to earn her own money by hard work to secure medical attendance. Her testimony was supported by Dr. Norcross, and a decree of divorce signed.

In Department I.
The debt case of Joseph Lally against Robert Tait et al. was concluded this morning, and the jury found a verdict for the plaintiff for \$19.20 and divided the costs equally between both parties.

The case of Augusta Lambrecht against F. E. W. Patten, which had been set for trial today, was continued for the term upon mutual agreement.

Joseph Lazarski commenced an action against Lorenzo Unti this morning to recover \$44 on a promissory note, and a confession of judgment was filed at the same time.

The case of Frank Stephens against A. B. McLean went by default, and judgment was entered against the defendant for \$100 and costs.

By agreement, the defendant in the case of J. R. McCracken against Celia Bryant was granted 10 days to file an answer.

In the case of Lee Mantle against Harry C. Kessler et al., on motion of counsel for defendants, the hearing on the order to show cause was postponed for 30 days.

Judgment was ordered entered in favor of the defendant for cost in the case of Lee W. Foster et al. against E. T. Ewing.

hour, Thomas Cox, V. C. Whiting, A. J. White, Gilbert Engel, Con Hayes, Edw. Kerschhoff, A. E. Briggs, Joseph Constantine, M. C. Holland, Ed. Hickey, J. B. Glover, F. F. Irvine, Martin Hennessey, T. B. Gardner, John Goldsworthy, Charles Cave, J. M. Evans, C. M. Joyce, D. N. Upton, George Erickson, J. M. Feghtly, John Driscoll and Thomas Porter.

A MYSTERY SOLVED.

How Prisoners in the County Jail Keep Well Posted.

BUTTE, April 19.—It has long puzzled the sheriff and his jailors how it is that the prisoners in the county jail are as familiar with the outside world, as far as crime and the courts are concerned, as the daily readers of the newspapers. As soon as anything appears in the newspapers that might be of the least interest to a prisoner he is generally made aware of it as soon as the paper is published. The story concerning Price published in the STANDARD a few days ago and stating his knowledge of certain affairs inside the jail, was known to the prisoners before the sheriff or his jailors themselves had read the account. The mystery, however, is a mystery no longer, for a letter which was addressed to a prisoner by another name and enclosed in an envelope belonging to the Combination, naturally misdirected and was returned to that house. When opened it was found to contain a bunch of newspaper clippings relating to every matter that might interest the county prisoners. The fact that the sheriff has not the right to interfere with mail matter sent to prisoners, may also explain how the scores of hair saws have been smuggled into the jail during the past six months and used by the prisoners in sawing their way out.

GRAND JURY DOINGS.

Chinese Outrages Receiving Attention—The Concert Hall Cases.

BUTTE, April 19.—The grand jury devoted its attention today to the investigation of the Chinese trouble and a number of biased witnesses were called to testify. The jury will probably be in session the greater part of the week. A recommendation was made to the sheriff today that the windows of the court house be cleaned so that some light could shine through them, but as such matters are not within the province of the sheriff, the windows will probably remain as dirty as they are until the supreme janitors get good and ready to clean them, something that has not been done since the court house was built.

The concert hall matter has not yet been considered by the jury. It is reported that the women now in the concert halls are not employees, but are merely visitors there, and consequently the proprietors of the places are not violating the law. The sheriff, however, says that if that is the case he will arrest the women themselves for frequenting such places, and prosecute them on the charge of vagrancy. The people who have been told that the concert halls have got to be shut up are waiting for somebody to do something.

ST. GEORGE'S DAY.

Preparations for Its Celebration in This City.

BUTTE, April 19.—Arrangements for the celebration and parade of the Sons of St. George on St. George's day have been completed. W. L. Shovel will be grand marshal of the day and will be assisted by W. C. Hall, Geo. G. Bayliss, Ed. Bodla and Chas. H. Mitchell. Victoria and Dr. Livingston lodges will form in line at the Good Templars' hall on West Broadway at 9:30 and, headed by the Sons of St. George band, will march to Centerville, where they will be joined by Beacon and Harmony lodges and the Alice band and proceed to Walkerville where the Black Prince lodge will join them. The parade will then return to the city by a roundabout way and disband. The exercises in Miners' Union hall will commence at 2 o'clock in the afternoon, and will consist of selections by the Centerville Glee club, speeches by members of the order and an address by Rev. F. D. Kebley of Helena, the orator of the day. Hon. W. E. Hall will preside over these exercises. A grand ball will be given at Miners' Union hall in the evening.

Sheridan Lyceum.

BUTTE, April 19.—The regular weekly meeting of the Sheridan Lyceum will be held to-morrow evening at the Women's Protective Union hall, as the committee on new quarters were unable to secure a larger hall for the present. The following programme will be presented:

The Criticism	.....	.....	.....
Remarks	.....	Rev. Father Van de Ven	Solo
Declaration	.....	Mrs. Emma F. Fure	.....
Solo	.....	Miss Kathleen Gilligan	Instrumental
Duet	.....	Misses Fagan and O'Neill	.....
Solo	.....	Miss Emma Devitt	.....
Restoration	.....	P. E. H. H. H. H.	.....
Violin Solo	.....	Miss Ethel Dillon	Instrumental
Instrumental	.....	Miss Park	.....

At the Alice.

BUTTE, April 19.—Superintendent Hall made his first tour of inspection through the Alice mine today since the pump was started up. He found everything about as usual with the exception that the lower workings had been given quite a soaking by the water, which stood in them for some days before the big iron buckets could be got to work. No serious damage was the result, however, and a force of men will be put to work to-morrow to straighten things up preparatory to going ahead with the development work.

Notice of Stockholders Meeting.

The regular annual meeting of the stockholders of the Anaconda Mining company will be held at the office of the company, rooms 1 and 3, Chambers' block, at Butte City, Montana, Tuesday, May 17, 1892, at 2 o'clock p. m. F. E. SARGENT, Secretary.

Draft Horses for Sale.

L. Remillard will have a car load of draft horses at the Farmers' Corral, on South Main street, which will be shown after the 10th. Come and see them. SLOAN & MCGOVERN.

Ladies.—Why not be healthy and beautiful? You can possess these priceless charms by the use of Dr. Kilmer's celebrated Rose Bloom and Olive Branch remedies. For sale by Mrs. E. M. Dakin, West Broadway, corner Academy.

Social ball every Thursday evening at Caledonia hall, corner Mercury and Montana streets. None but respectable people invited.

Lots are now selling at \$23, \$5 cash and \$5 per month. On June 1, prices will be advanced to \$20. Bozeman Syndicate, room 4, new Owsley.

Attention, Miners!
Save your pennies by joining Loya, the jeweler's watch club. Only \$1 per week.

List your bargains in real estate with Morgan Bros' real estate loans, insurance. The Bozeman Syndicate have moved to room 4, new Owsley.

For Sale—A saloon stock and fixtures complete; best location in city. Inquire No. 4 South Main street.

★ BOZEMAN ★

C. C. Thurston,
OF ANACONDA:

"I bought lots in the West Side Addition, paying \$100 a piece for them, because it is now and always will be the most desirable residence portion of the city. Investing in Bozeman real estate at prevailing prices is like buying five dollar gold pieces with silver worth seventy cents on the dollar."

PROGRESS

—OF—
One Year.

Over Two Hundred Residences erected last season.

Six Hundred Thousand Dollars spent in improvements.

The recent election showed a gain of 214 votes since a year ago, which means an increase in population of more than a thousand people.

OFFICE OF SECRETARY,
BOZEMAN BOARD OF TRADE,
BOZEMAN, MONT., April 7, 1892.
Mr. Ike N. Smith, Butte, Montana:

DEAR SIR:—Referring to your request, asking as to the location, etc., of the WEST SIDE ADDITION, I beg to advise that it is one of the most favorably located bodies of land for residence purposes in Bozeman, as it lays on an elevated slope, overlooking the city.

Residences are being rapidly built toward it, and it is in a part of Bozeman that will eventually be the location of the better class of residences.

Yours Respectfully,
GEO. L. RAMSEY,
Secretary.

—FOR—
THE CAPITAL.

All indications point to the conclusion that Bozeman will be the Permanent Capital of Montana. If it does not knock out all competitors in the first round, it will be in the fight in 1894, and in a single-handed contest it is a

SURE WINNER

Against any City in the State. We make this assertion with confidence, knowing that the citizens of Montana will referee the battle, and that every point made will be credited where it belongs, without fear or favor. Bozeman will make a fair, open and earnest fight, and she bases her claims upon facts which cannot be disputed and which, when properly understood, will make every voter who has not a personal interest in some other town her advocate on the

Eighth Day of November Next.

THE
WEST SIDE ADDITION
—FOR—
RESIDENCES.

Circumstances or caprice determine the location of the business portion of a town or city. Adaptability for the purpose intended governs the selection of the residence part, and no persuasion can induce people to build homes in unsightly or unwholesome quarters. In Bozeman the West Side is the recognized home center, and the

West Side Addition

Presents the Greatest Attraction of any portion of the city to those who contemplate building residences. It is but two blocks from the Electric Street Railway. It is but four blocks from the elegant residence of Nelson Story. It is but six blocks from the Central School Building to be erected this summer. It lies just west of the city park. It consists of high ground, with just slope enough towards the city to give it excellent drainage. It has an abundant water supply, already on the ground, to irrigate every lot in the addition. Your choice of lots for \$100, one-third cash, balance in six and twelve months; or \$20 cash and \$10 per month until lots are paid for.

IKE N. SMITH, General Agent,

Room 4 New Owsley,
Butte, Montana.Rooms 3 and 4 Bozeman Block,
Bozeman, Montana.

GEORGE AUDLEY, Agent,

Cleary House, Granite.

SHERMAN
THE
UNDERTAKER
125 E. PARK ST.

Prompt and Efficient Attendance.
Wholesale and Retail Dealer in Undertakers' Supplies.
Bodies Carefully Embalmed.
And shipped to ALL PARTS OF THE UNITED STATES AND EUROPE.
LADY ASSISTANTS.
Open Day and Night. Telephone No. 57. Butte, Mont.

The Phoenix Nursery Co.,
DELAWARE, WISCONSIN.

We carry a first class stock of

Shade Trees, Fruit Trees,
Shrubs, Flowers, Etc.,
ALL NORTHERN GROWN AND HARDY.

We invite our patrons to examine our freight bills and satisfy themselves that our goods are shipped from Wisconsin and are cultivated there.
We are making preparations to establish

A BRANCH AT MISSOULA,

with the intention of putting in a Green House and packing grounds. Our object in doing this is to enable us to hold our British Columbia trade.

L. G. BARRETT, Missoula,

Manager for the Northwest.